

Ohio Request to Transfer Call

Tuesday, June 11, 2019

8:30-10:00 am CT / 9:30-11:00 am ET

Call-in number: **Conference Line/Code / Ex. 6**

I. Introductions

Ohio Department of Agriculture
Office of Ohio Attorney General
Ohio EPA
EPA/OW
EPA/OECA
EPA/OGC
EPA/R5

II. Agenda Adjustment

III. Discussion Topics

A. Ohio Revised Code

- ♦ exclusion of construction stormwater from ODA authority [903.08, 903.09, and 903.12]
- ♦ authority to seek judicial assessment of per-day penalties [903.17(D)(2)]
- ♦ authority to assess civil judicial penalties for violations of 903.12 [903.17(D)(2), and 903.30(A) and (B)]
- ♦ definition of medium CAFO [903.01(Q)(2)(a) and (b)]
- ♦ discharge of manure vs discharge of pollutants [903.10(E)(4)]
- ♦ permit actions [903.08(B)(1), 903.08(L), 903.09, 903.10(E)(11) and 903.10(F)]
- ♦ conflict of interest [903.081]
- ♦ coverage under general permit [903.08(F)]
- ♦ discharges of pollutants from AFOs

B. Supplemental statement

- ♦ public nuisance declaration
- ♦ administrative review prior to judicial review

C. Next steps

- ♦ EPA correspondence to Ohio
- ♦ April 5, 2019 Topics for Discussion – topics still needing discussion
- ♦ Next call – currently scheduled for Tuesday, June 25th